



STATE OF WASHINGTON
**APPLICATION FOR CHANGE/TRANSFER
OF WATER RIGHT**



For filing with the Department of Ecology or with County Conservancy Boards

**A NON-REFUNDABLE MINIMUM FEE OF \$50.00 PAYABLE TO THE DEPARTMENT OF
ECOLOGY MUST ACCOMPANY THIS APPLICATION**

(Check all that apply.)

- ☐ Change purpose(s) of use
☐ Add purpose(s) of use
☒ Change point(s) of diversion/withdrawal
☐ Add point(s) of diversion/withdrawal
☐ Change/transfer place of use
☐ Other (i.e. consolidation, intertie, trust water)

Explain: _____

Res OK-EG 4.5.07 YAKIMA	
FOR OFFICE USE ONLY	
CHANGE No. <u>CS4-02398CTU@30</u>	WRIA <u>37</u>
DATE ACCEPTED <u>04 / 12 / 2007</u>	BY <u>5</u>
FEE \$ <u>50.00</u>	REC'D <u>4 / 3 / 07</u>
Cashier CHECK No. <u>4451408684</u>	<u>ORG</u>
Receipt # <u>205466</u>	
SEPA: <input checked="" type="checkbox"/> Exempt	<input type="checkbox"/> Not exempt

****IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS (PLEASE PRINT OR TYPE CLEARLY)****

1. Applicant Information:

APPLICANT/BUSINESS NAME <u>LADDY L VIBBERT</u>	PHONE NO. <u>() 9721545</u>	FAX NO. <u>()</u>
ADDRESS <u>351 CARSON RD</u>		
CITY <u>YAKIMA</u>	STATE <u>WASH</u>	ZIP CODE <u>98903-9106</u>
CONTACT NAME (IF DIFFERENT FROM ABOVE)	PHONE NO.	FAX NO.
ADDRESS <u>SAME</u>	<u>()</u>	<u>()</u>
CITY	STATE	ZIP CODE

2. Water Right Information:

WATER RIGHT OR CLAIM NUMBER <u>Portion of Court Claim 02398</u>	RECORDED NAME(S) <u>Laddy Vibbert / Aptanum I.D.</u>
DO YOU OWN THE RIGHT TO BE CHANGED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
IF NO, PROVIDE OWNER(S) NAME and ADDRESS:	
HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	

Please attach copies of any documentation that demonstrates consistent, historical use of water since the right was established. Also, if you have a water system plan or conservation plan, please include a copy with your application.

FOR OFFICE USE ONLY

APP. NO. _____ PERMIT NO. _____ CERT. NO. _____ CERT. OF CHANGE NO. _____

Court Claim 02398
Sub 23 Aptanum

CS4-02398CTU@30

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3. Point(s) of Diversion/Withdrawal:

A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Bucket		NW	SE	8	12	17	171208-42002	

B. Proposed

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Well	1	SW	SE	8	12	17	171208-43402	

DO YOU OWN THE EXISTING AND PROPOSED POINT(S) OF DIVERSION/WITHDRAWAL?

EXISTING: ☐ YES ☒ NO PROPOSED: ☒ YES ☐ NO – IF NO, PROVIDE OWNER(S) NAME:

Please include copies of all water well reports involved with this proposal. Also, if you know the distances from the nearest section corner to the above point(s) of diversion/withdrawal, please include that information in Item No. 6 (remarks) or as an attachment.

4. Purpose of Use:

A. Existing

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Irrigation of 6 ac	0.06	10.32	irrigation season

B. Proposed

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Same	same	same	same

5. Place of Use:

A. Existing

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:							
Lot 2 Short Plat 79-158 within the SW ¼ SE ¼ of Section 8 T12N R17E Wm							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
SW	SE	8	12	17	Yakima	171208-43402	8.45

DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? ☒ YES ☐ NO – IF NO, PROVIDE OWNER(S) NAME:

B. Proposed

LEGAL DESCRIPTION OF LANDS WHERE NEW USE IS PROPOSED:							
no change							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES

DO YOU OWN ALL THE LANDS IN THE PROPOSED PLACE OF USE? ☐ YES ☐ NO – IF NO, PROVIDE OWNER(S) NAME:

3. Point(s) of Diversion/Withdrawal:

A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Backhoe		NW	SE	8	12	17	171208-42002	

37
YAK

B. Proposed

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Well	1	SW	SE	8	12	17	171208-43402	

DO YOU OWN THE EXISTING AND PROPOSED POINT(S) OF DIVERSION/WITHDRAWAL?

EXISTING: ☐ YES ☒ NO PROPOSED: ☒ YES ☐ NO - IF NO, PROVIDE OWNER(S) NAME:

Please include copies of all water well reports involved with this proposal. Also, if you know the distances from the nearest section corner to the above point(s) of diversion/withdrawal, please include that information in Item No. 6 (remarks) or as an attachment.

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B. Proposed

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Same	same	same	same

5. Place of Use:

A. Existing

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:							
Lot 2 Short Plat 79-158 within the SW ¼ SE ¼							
of Section 8 T 12 N R 17 E Wm							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
SW	SE	8	12	17	Yakima	171208-43402	8.45
DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO - IF NO, PROVIDE OWNER(S) NAME:							

B. Proposed

LEGAL DESCRIPTION OF LANDS WHERE NEW USE IS PROPOSED:							
no change							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
DO YOU OWN ALL THE LANDS IN THE PROPOSED PLACE OF USE? <input type="checkbox"/> YES <input type="checkbox"/> NO - IF NO, PROVIDE OWNER(S) NAME:							

Attach a detailed map of your proposed change/transfer. The map should show existing and proposed point(s) of diversion/withdrawal, place of use and any other features involved with this application. If platted property, please include a certified copy of the plat map.

Are there any ADDITIONAL WATER rights OR CLAIMS RELATED to the same property as the ONE PROPOSED FOR CHANGE/TRANSFER?
☐ YES ☒ NO - IF YES, PROVIDE THE WATER RIGHT/CLAIM NUMBER(S):

6. Remarks and Other Relevant Information:

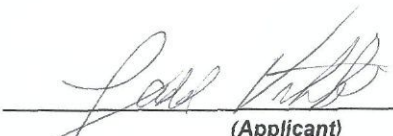
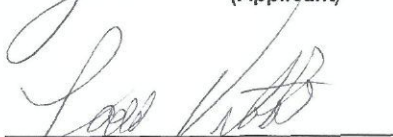
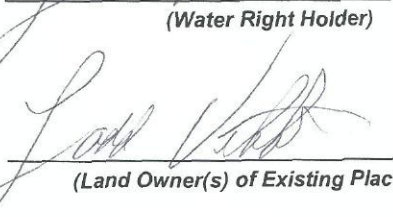
IF FOR SEASONAL OR TEMPORARY, START DATE ____/____/____ END DATE ____/____/____

Certain applications may incur a Real Estate Excise Tax liability for the seller of the water rights. The Department of Revenue has requested notification of potential taxable water right related actions and therefore may be provided with a copy of this request.

Please contact the State Department of Revenue for further information. The phone number is (360) 570-3265. The address is: Department of Revenue, Real Estate Excise Tax, PO Box 47477, Olympia, WA 98504-7477.

7. Signatures:

I certify that the information above is true and accurate to the best of my knowledge. I understand that in order to process my application, I am hereby granting staff from the Department of Ecology or the County Conservancy Board access to the above site(s) for inspection and monitoring purposes. If assisted in the preparation of the above application, I understand that all responsibility for the accuracy of the information rests with me.

 (Applicant)	<u>4/3/07</u> (Date)
 (Water Right Holder)	<u>4/3/07</u> (Date)
 (Land Owner(s) of Existing Place of Use)	<u>4/3/07</u> (Date)

IMPORTANT! APPLICATION FILING INFORMATION IS PROVIDED ON THE NEXT PAGE.

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

- | | |
|---|---|
| <input type="checkbox"/> APPLICATION FEE NOT ENCLOSED | <input type="checkbox"/> MAP NOT INCLUDED or INCOMPLETE |
| <input type="checkbox"/> ADDITIONAL SIGNATURES REQUIRED | <input type="checkbox"/> SECTION _____ IS INCOMPLETE |
| <input type="checkbox"/> OTHER/EXPLANATION: _____ | |

STAFF: _____ DATE: ____/____/____

**ATTACHMENT FOR
APPLICATION FOR CHANGE**

Point(s) of Diversion/Withdrawal - ☐ Existing ☐ Proposed:

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #

DO YOU OWN THE ABOVE POINT(S) OF DIVERSION/WITHDRAWAL? ☐ YES ☐ NO – IF NO, PROVIDE OWNER(S) NAME:

Purpose(s) of Use - ☐ Existing ☐ Proposed:

[illegible]

Place of Use - ☐ Existing ☐ Proposed:

[illegible]

If you require this document in an alternate format, please contact the Water Resources Program at (360) 407-6600 or TTY (for the speech or hearing impaired) at 711 or 1-800-833-6388.

1 CLAIMANT NAME: Jake and Sue Bryan Court Claim No. 1164

2 Source: Ahtanum Creek

3 Use: Irrigation of 4.2 acres and stock water

4 Period of Use: April 15 through July 10

5 Quantity: 0.042 cfs; 7.23 acre-feet per year

6 Priority Date: June 30, 1870

7 Point of Diversion: Within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11, T. 12 N., R. 17 E.W.M.

8 Place of Use: NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 1, T. 12 N., R. 18 E.W.M.

9 Limitation of Use: This is a junior right that can only be exercised when the flow
10 in Ahtanum Creek exceeds 62.59 cubic feet per second and no
11 uses, including potential storage, are being made of the excess
12 by water right holders on the reservation.

13 CLAIMANT NAME: Vernon & Jo Marie Carson Court Claim No. 0370

Laddy Vibbert

2398

14 Loren Wiley

15 Joe Wiley

16 Source: Bachelor Creek

17 Use: Irrigation of 70 acres

18 Period of Use: April 15 through July 10

19 Quantity: 0.70 cfs; 120.58 acre-feet per year

20 Priority Date: June 30, 1870

21 Points of Diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 17; the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and
22 a point located 200 feet south and 300 feet east from the center
23 of Section 8, being within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 8, all in T.
12 N., R. 17 E.W.M.

24 Place of Use: W $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 8, T. 12 N., R. 17 E.W.M. (Parcel Nos.
171208-42002; 171208-42006; 171208-43401; 171208-43402;
25 171208-43404; 171208-43001; 171208-43002.)

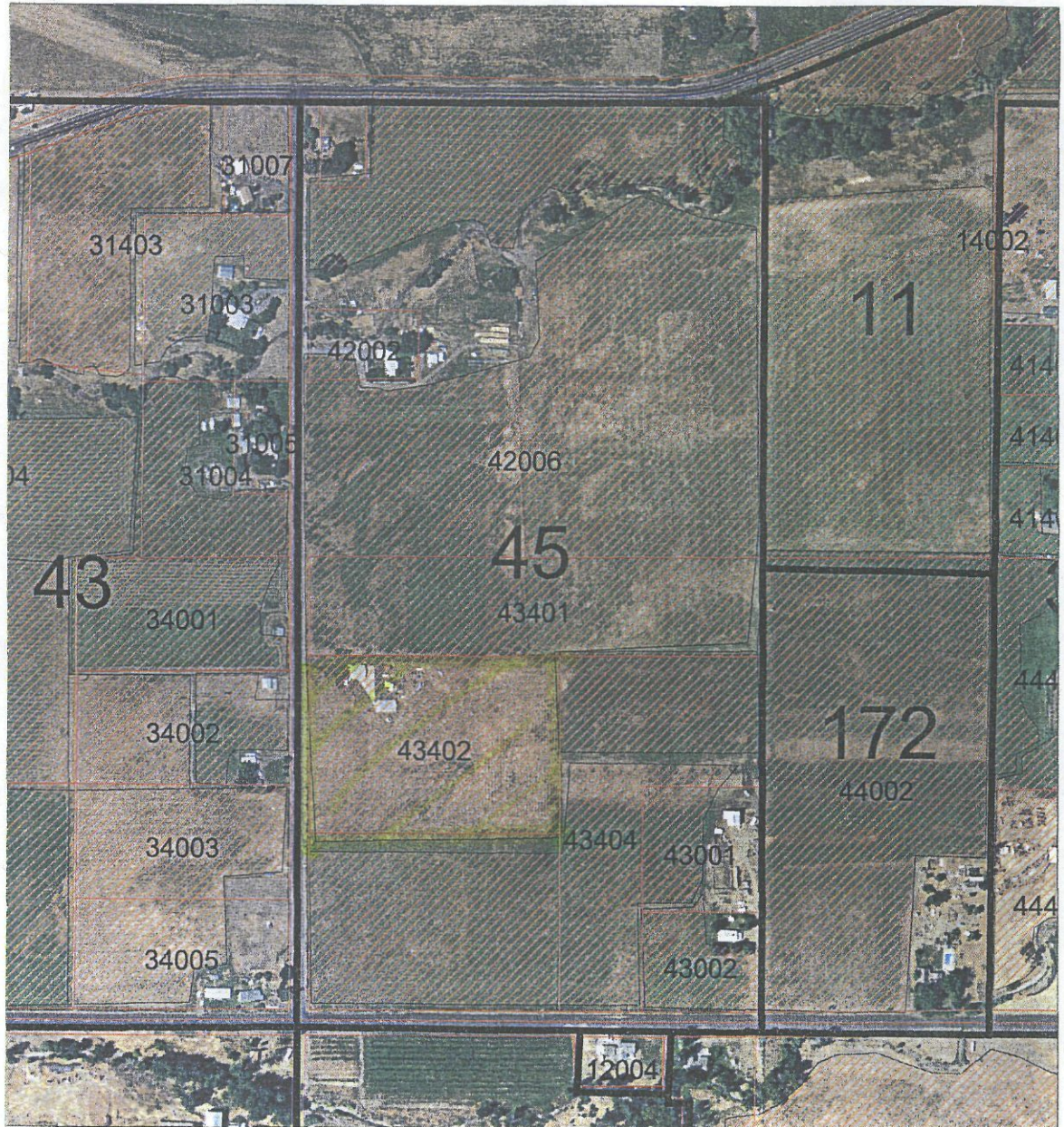


Photo: 2002

Legend



Answer No. Boundary



Fields



County Parcels

400 0 400 800 Feet



April 2003